LUM, DANZIS, DRASCO & POSITAN, LLC
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(DD2022)(KO9378)
Attorneys for Defendant
Sidley Austin Brown & Wood LLP

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

JOSEPH STECHLER; GAIL STECHLER; and STECHLER & CO., INC. f/k/a JOSEPH STECHLER & CO., INC, Plaintiffs, - against - SIDLEY AUSTIN BROWN & WOOD LLP; R.J. RUBLE; ALPHA CONSULTANTS, INC.; ALPHA CONSULTANTS, L.L.C.; IVAN ROSS; IRWIN ROSEN; GRANT THORNTON, L.L.P.; GRANT THORNTON INTERNATIONAL; ISRAEL PRESS; REFCO CAPITAL MARKETS, LTD.; and REFCO CAPITAL LLC, Defendants.	**Civ. Action No. 05-3485 (HAA)** **STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT SIDLEY AUSTIN BROWN & WOOD, LLP TO ANSWER OR OTHERWISE RESPOND TO PLAINTIFFS' COMPLAINT**

WHEREAS Plaintiffs, Joseph Stechler, et. al, filed their original complaint in state court and the matter was removed to Federal Court by Defendant. Sidley Austin, Brown & Wood, LLP ("Brown & Wood"), on July 12, 2005, and

WHEREAS on August 5, 2005 Plaintiffs filed a Motion to Remand this action to state court which is currently pending before the Court; and

WHEREAS, Plaintiffs submitted to Brown & Wood a Request for Waiver of Service of Summons Pursuant to F.R.Civ.P. 4(d) on September 26, 2005;

Dockets.Justia.com

NOW, THEREFORE, it is hereby stipulated and agreed to by and between Plaintiffs and Defendant, Brown & Wood as follows:

1. Brown & Wood waives formal service of process pursuant to F.R.Civ.P 4(d);

2. The time within which Defendant, Brown & Wood, may answer or otherwise respond to Plaintiffs' Complaint is hereby extended to the later of: (a) sixty (60) days from the date on which Plaintiffs served Brown & Wood with the Request for Waiver of Service of Summons; or (b) forty-five (45) days from the date the Court enters an Order deciding Plaintiffs' pending Motion to Remand.

KANE KESSLER, P.C.
Attorneys for Plaintiffs, Joseph Stechler, et al.

By: ______________________
DANA M. SUSMAN

LUM, DANZIS, DRASCO & POSITAN, LLC
Attorneys for Defendant, Sidley Austin Brown & Wood, LLP

By: ______________________
DENNIS J. DRASCO

DATED: October , 2005

SO ORDERED

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HON. MARK FALK, U.S.M.J.

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